

Scottish Independence Referendum Bill

Groupings of Amendments for Stage 3

This document provides procedural information which will assist in preparing for and following proceedings on the above Bill. The information provided is as follows:

- the list of groupings (that is, the order in which amendments will be debated). Any procedural points relevant to each group are noted;
- the text of amendments to be debated during Stage 3 consideration, set out in the order in which they will be debated. **THIS LIST DOES NOT REPLACE THE MARSHALLED LIST, WHICH SETS OUT THE AMENDMENTS IN THE ORDER IN WHICH THEY WILL BE DISPOSED OF.**

Groupings of amendments

Group 1: Minor and drafting

1, 5, 22, 23, 26, 27, 28, 29, 30, 31, 35, 37, 38, 39, 40, 41, 42, 48, 49, 51, 52, 53, 54, 55

Group 2: Absent voting: existing absent voters and existing proxies

2, 3, 4

Group 3: Absent voting: signature on application form

6

Group 4: Absent voting: attestation requirements for emergency proxy applications

7, 8, 9

Debate to end no later than 40 minutes after proceedings begin

Group 5: Absent voting: change of method of voting after postal ballot papers have been issued

10, 11, 12, 13, 14, 15, 16, 17, 18, 19, 20, 21, 24, 25

Group 6: Campaign rules: connection between permitted participants

56, 57, 58

Group 7: Campaign rules: common plans

32, 33, 34

Debate to end no later than 1 hour 30 minutes after proceedings begin

Group 8: Campaign rules: timing of relevant period and referendum period
36, 50

Group 9: Voting offences: application in relation to proxies
43, 44, 45, 46, 47

Debate to end no later than 1 hour 45 minutes after proceedings begin

THIS IS NOT THE MARSHALLED LIST

Amendments in debating order

Group 1: Minor and drafting

Nicola Sturgeon

- 1 In section 12, page 7, line 38, after <24> insert <, 41B or 57B>

Nicola Sturgeon

- 5 In schedule 2, page 24, line 1, leave out <8(4)> and insert <11(5)>

Nicola Sturgeon

- 22 In schedule 2, page 39, line 28, after <officer> insert <and the counting officer's staff>

Nicola Sturgeon

- 23 In schedule 2, page 39, line 31, leave out <be permitted to view> and insert <look at>

Nicola Sturgeon

- 26 In schedule 2, page 46, line 3, after <issued> insert <, or to be issued,>

Nicola Sturgeon

- 27 In schedule 2, page 52, line 18, leave out <registration document> and insert <document supplied under paragraph 46(1) or (2), 48(1) or 49(1)>

Nicola Sturgeon

- 28 In schedule 3, page 62, line 22, after <Act> insert—
<() the first reference in each of the questions in entries 1(a) and 3(a), (b) and (c) to the Polling List is to be read as a reference to the register of electors, and
()>

Nicola Sturgeon

- 29 In schedule 3, page 62, line 22, leave out <the question in entry 1(a)> and insert <each of those questions>

Nicola Sturgeon

- 30 In schedule 3, page 71, line 15, after <is> insert <final,>

Nicola Sturgeon

- 31 In schedule 4, page 75, line 37, after <electors> insert <for any area (whether or not in Scotland)>

Nicola Sturgeon

- 35 In schedule 4, page 94, line 24, at end insert <, and
“regulated transaction” is to be construed in accordance with paragraph 43.>

Nicola Sturgeon

- 37 In schedule 4, page 115, line 39, leave out <does not exceed> and insert <exceeds>

THIS IS NOT THE MARSHALLED LIST

Nicola Sturgeon

38 In schedule 4, page 116, line 1, leave out <does not exceed> and insert <exceeds>

Nicola Sturgeon

39 In schedule 4, page 116, line 28, leave out <43(3)(a)> and insert <43(3)>

Nicola Sturgeon

40 In schedule 4, page 117, line 40, after <sub-paragraphs> insert <to the period>

Nicola Sturgeon

41 In schedule 4, page 119, line 32, leave out <57> and insert <57A>

Nicola Sturgeon

42 In schedule 6, page 141, line 21, leave out <8A(3)> and insert <8A(8)>

Nicola Sturgeon

48 In schedule 8, page 157, line 5, leave out <19(3)> and insert <19(8)>

Nicola Sturgeon

49 In schedule 8, page 157, line 5, at end insert—
 <“postal ballot paper” has the meaning given in paragraph 45 of schedule 2,>

Nicola Sturgeon

51 In schedule 8, page 157, line 30, leave out from <maintained> to <Act> in line 31

Nicola Sturgeon

52 In schedule 8, page 157, line 32, leave out from <maintained> to end of line 33

Nicola Sturgeon

53 In schedule 8, page 157, line 33, at end insert—
 <“register of local government electors” means the register of local government electors maintained under section 9(1)(b) of the 1983 Act for any area in Scotland,
 “register of young voters” means the register of young voters maintained under section 4 of the Scottish Independence Referendum (Franchise) Act 2013 for any area,>

Nicola Sturgeon

54 In schedule 8, page 157, line 37, at end insert—
 <“regulated transaction” is to be construed in accordance with paragraph 43 of schedule 4,>

Nicola Sturgeon

55 In schedule 8, page 158, line 3, at end insert—
 <“relevant donation” has the meaning given in paragraph 28 of schedule 4,>

THIS IS NOT THE MARSHALLED LIST

Group 2: Absent voting: existing absent voters and existing proxies

Nicola Sturgeon

- 2 In schedule 2, page 20, line 14, leave out <, at the cut-off date,>

Nicola Sturgeon

- 3 In schedule 2, page 20, line 25, leave out <, at the cut-off date,>

Nicola Sturgeon

- 4 In schedule 2, page 23, line 36, leave out <, at the cut-off date>

Group 3: Absent voting: signature on application form

Nicola Sturgeon

- 6 In schedule 2, page 25, leave out line 35

Group 4: Absent voting: attestation requirements for emergency proxy applications

Nicola Sturgeon

- 7 In schedule 2, page 26, line 35, leave out <The> and insert <Where the application is made on or after the fifth day before the date of the referendum, the>

Nicola Sturgeon

- 8 In schedule 2, page 27, line 19, leave out <The> and insert <Where the application is made on or after the fifth day before the date of the referendum, the>

Nicola Sturgeon

- 9 In schedule 2, page 28, line 10, at end insert—

<() For the purposes of sub-paragraphs (3) and (9), the following days are to be disregarded—

- (a) a Saturday or Sunday,
- (b) Christmas Eve or Christmas Day,
- (c) a day which is a bank holiday in Scotland under the Banking and Financial Dealings Act 1971,
- (d) a day appointed for public thanksgiving or mourning.>

THIS IS NOT THE MARSHALLED LIST

Group 5: Absent voting: change of method of voting after postal ballot papers have been issued

Nicola Sturgeon

- 10 In schedule 2, page 36, line 41, leave out from <application> to <granted> and insert <event mentioned in sub-paragraph (1A) occurs in relation to a voter or a voter's proxy>

Nicola Sturgeon

- 11 In schedule 2, page 37, line 2, leave out <applicant> and insert <voter or, as the case may be, proxy>

Nicola Sturgeon

- 12 In schedule 2, page 37, line 2, at end insert—
- <(1A) The events are—
- (a) an application by the voter is granted under paragraph 3(2), (5), (6) or (7),
 - (b) the voter is removed from the postal voters list,
 - (c) the appointment of the proxy to vote for the voter in the referendum is cancelled, or ceases to have effect, by virtue of paragraph 5(10),
 - (d) the proxy is removed from the proxy postal voters list,
 - (e) an application by the proxy is granted under paragraph 6(8).>

Nicola Sturgeon

- 13 In schedule 2, page 37, line 6, at end insert—
- <() The registration officer must notify the counting officer of the occurrence of the event.>

Nicola Sturgeon

- 14 In schedule 2, page 37, line 7, at end insert—
- <(3A) The counting officer must issue a replacement postal ballot paper where an application is granted under paragraph 3(5) or 6(8).>

Nicola Sturgeon

- 15 In schedule 2, page 37, line 8, leave out <applicant> and insert <voter or, as the case may be, proxy>

Nicola Sturgeon

- 16 In schedule 2, page 37, line 8, after <documents> insert <mentioned in sub-paragraph (2)>

Nicola Sturgeon

- 17 In schedule 2, page 37, line 18, leave out <applicant> and insert <voter>

Nicola Sturgeon

- 18 In schedule 2, page 37, line 19, leave out <an applicant> and insert <a voter>

THIS IS NOT THE MARSHALLED LIST

Nicola Sturgeon

- 19 In schedule 2, page 37, line 19, leave out <applicant's> and insert <voter's>

Nicola Sturgeon

- 20 In schedule 2, page 37, line 20, leave out <and>

Nicola Sturgeon

- 21 In schedule 2, page 37, line 21, at end insert—
- <() the number of any replacement postal ballot paper issued under sub-paragraph (3A), and
 - () where the superseded postal ballot paper was issued to a proxy, the name and address of the proxy.>

Nicola Sturgeon

- 24 In schedule 2, page 45, line 13, after <28(6),> insert <28A(6),>

Nicola Sturgeon

- 25 In schedule 2, page 45, line 13, after <33(11)> insert <, 39(2)(e)>

Group 6: Campaign rules: connection between permitted participants

Lewis Macdonald

- 56 In schedule 4, page 76, line 40, at end insert—
- <and is not closely connected to a permitted participant, including a permitted participant that is a designated body.>

Lewis Macdonald

- 57 In schedule 4, page 77, line 21, at end insert—
- <and is not closely connected to a permitted participant, including a permitted participant that is a designated organisation.>

Lewis Macdonald

- 58 In schedule 4, page 77, line 21, at end insert—
- <() For the purposes of this paragraph, “closely connected to a permitted participant”, means—
 - (a) in the case of an individual, that the individual has powers of representation, decision-making or control in relation to a permitted participant,
 - (b) in the case of a body, that the body shares with a permitted participant—
 - (i) more than 50 per cent of its total funding,
 - (ii) more than 50 per cent of its governing body, or
 - (iii) a person who has powers of representation, decision-making or control in relation to a permitted participant.>

THIS IS NOT THE MARSHALLED LIST

Group 7: Campaign rules: common plans

Nicola Sturgeon

- 32 In schedule 4, page 90, line 35, at the beginning insert <Subject to sub-paragraph (3A),>

Nicola Sturgeon

- 33 In schedule 4, page 90, line 36, leave out <and 20 to 23>

Nicola Sturgeon

- 34 In schedule 4, page 90, leave out lines 40 to 42 and insert—
- <(3A) Where a designated organisation is involved in the common plan or arrangement, the expenses referred to in sub-paragraph (1)(a)—
- (a) so far as—
 - (i) incurred by or on behalf of an individual or body that is not a permitted participant, and
 - (ii) the total amount of such expenses incurred by or on behalf of that individual or body does not exceed £10,000,are to be treated for the purposes of paragraphs 17 and 18 as having been incurred only by the designated organisation,
 - (b) so far as incurred by or on behalf of a permitted participant other than the designated organisation are to be treated for the purposes of paragraphs 17 and 18 as having been incurred only by the designated organisation, and
 - (c) so far as incurred by or on behalf of the designated organisation, are not to be treated for any purposes as having been incurred also by or on behalf of any other individual or body.>

Group 8: Campaign rules: timing of relevant period and referendum period

Nicola Sturgeon

- 36 In schedule 4, page 96, line 1, leave out <the day before>

Nicola Sturgeon

- 50 In schedule 8, page 157, line 25, leave out <on> and insert <with>

Group 9: Voting offences: application in relation to proxies

Nicola Sturgeon

- 43 In schedule 7, page 145, line 31, after <voter> insert <or as proxy>

THIS IS NOT THE MARSHALLED LIST

Nicola Sturgeon

- 44 In schedule 7, page 149, line 8, after <voter> insert <or a proxy for a voter>

Nicola Sturgeon

- 45 In schedule 7, page 149, line 35, at end insert—
<() In sub-paragraph (5), references to a voter include references to a proxy for a voter.>

Nicola Sturgeon

- 46 In schedule 7, page 150, line 34, at end insert—
<“voters” includes proxies for voters,>

Nicola Sturgeon

- 47 In schedule 7, page 153, line 20, leave out <any> and insert <—
(a) a proxy for a voter, and
(b) any other>

